

Gov.

**DARBY &
DARBY**

Professional Corporation

JCWSCS 0 2 SEP 2004

NEW YORK
805 Third Avenue
New York, NY 10022
Tel: 212.527.7700
Fax: 212.753.6237

SEATTLE
1191 Second Avenue
Seattle, WA 98101
Tel: 206.262.8900
Fax: 206.262.8901

INTELLECTUAL PROPERTY LAWDATE: *August 17, 2004*FILE #: *04354/100ms02vsl*

FROM: Flynn Barrison

E-MAIL: fbarrison@darbylaw.com

PHONE: 212.527-7748

NO. OF PAGES: *(7)*
(including cover page)

FACSIMILE NO.	RECIPIENT AND COMPANY	CONFIRMATION WILL FOLLOW
703-308-7751	The United States Patent and Trademark Office Corrected Filing Receipt Division	NO

COMMENTS:

Please see attachments.

PLEASE RETURN TO DAISY PEREZ*** IF YOU DO NOT RECEIVE ALL PAGES, PLEASE TELEPHONE US IMMEDIATELY AT 212.527.7774**

THE INFORMATION CONTAINED IN THIS FACSIMILE MESSAGE IS INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY NAMED ABOVE. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, OR THE EMPLOYEE OR AGENT RESPONSIBLE TO DELIVER IT TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE IMMEDIATELY NOTIFY US BY TELEPHONE SO THAT WE CAN ARRANGE FOR THE RETRIEVAL OF THIS DOCUMENT AT NO COST TO YOU. THANK YOU.

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this paper or, if this paper is a transmittal letter, every other paper or fee referred to therein, is being facsimile transferred to the Commissioner for Patents & Trademarks at the United States Patent and Trademark Office, Alexandria, VA 22313-1450, at 703-308-7761 on the date shown below.

PLEASE CHARGE ANY DEFICIENCY UP TO \$300.00 OR CREDIT ANY
EXCESS IN THE FEES DUE WITH THIS DOCUMENT TO OUR
DEPOSIT ACCOUNT NO. 04-0100

8/17/14 Date Jessica Royle Name
Signature Jessica Royle

Customer No.: 07278

Docket No.: 04354/100M502US1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Jose Acosta et al.

Serial No.: 10/765,706

Filed: January 26, 2004

For: SYSTEM AND METHOD FOR EMPLOYEE SHIFT DATA-CAPTURE AND
MANAGEMENT

REQUEST FOR CORRECTED FILING RECEIPT

Commissioner of Patents and Trademarks
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

1. Attached is a copy of the official filing receipt received from the PTO in the above application for which issuance of a corrected filing receipt is respectfully requested.
2. There is an error with respect to the following data, which is:

☒ incorrectly entered
☐ omitted.

Error in	Correct data
<input type="checkbox"/> Applicant's name	
<input type="checkbox"/> Applicant's address	
<input checked="" type="checkbox"/> Title	System and method for employee shift data-capture and management
<input type="checkbox"/> Filing Date	
<input type="checkbox"/> Application Number	
<input type="checkbox"/> Foreign/PCT Application Re:	
<input type="checkbox"/> Other	

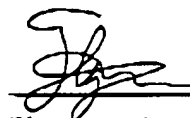
Remarks:

Enclosed please find a copy of the executed declaration.

The Commissioner is respectfully requested to issue a new and correct Filing Receipt.

Respectfully submitted,

Dated: August 14, 2004



Flynn Barrison
Reg. No. 53,970
Agent for Applicant(s)

DARBY & DARBY P.C.
P.O. Box 5257
New York, New York 10150-5257
212-527-7700



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1430
Alexandria, Virginia 22313-1450
www.uspto.gov

APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/765,706	01/26/2004	3629	450	04354/100M502-US1	10	19	3

07278

DARBY & DARBY P.C.

P. O. BOX 5257

NEW YORK, NY 10150-5257

CONFIRMATION NO. 9289

UPDATED FILING RECEIPT



OC000000013426128

Date Mailed: 08/03/2004

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Jose Acosta, Scarsdale, NY;
Paul West, New York, NY;

Domestic Priority data as claimed by applicant

This appln claims benefit of 60/442,196 01/24/2003

Foreign Applications

If Required, Foreign Filing License Granted: 05/03/2004

Projected Publication Date: 11/11/2004

Non-Publication Request: No

Early Publication Request: No

** SMALL ENTITY **

Title

~~Database system and method for managing labor costs against indicators~~

employee shift data-capture and

management

Preliminary Class

705

**LICENSE FOR FOREIGN FILING UNDER
Title 35, United States Code, Section 184
Title 37, Code of Federal Regulations, 5.11 & 5.15**

GRANTED

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy

NOT GRANTED

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).